



February 20, 2009

HOUSE BILL No. 1551

DIGEST OF HB 1551 (Updated February 17, 2009 8:15 pm - DI 75)

Citations Affected: IC 36-4.

Synopsis: Annexation and disannexation. Provides that an annexation ordinance, an annexation order, and a disannexation order may take effect during the year preceding the year in which a federal decennial census is conducted if the annexed or disannexed territory contains no population. Repeals a superseded statute.

Effective: Upon passage.

**VanDenburgh, Stevenson, Soliday,
Lehe**

January 16, 2009, read first time and referred to Committee on Local Government.
February 19, 2009, amended, reported — Do Pass.

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HB 1551—LS 7184/DI 87+



February 20, 2009

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

HOUSE BILL No. 1551

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-4-3-23 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE
3 UPON PASSAGE]: **Sec. 23. (a) This section applies only if the**
4 **annexed or disannexed territory has no population.**

5 **(b) Notwithstanding section 7(b) of this chapter, an ordinance**
6 **adopted under this chapter may take effect during the year**
7 **preceding the year in which a federal decennial census is**
8 **conducted.**

9 **(c) Notwithstanding section 12(b) or 15.5(d) of this chapter, if**
10 **the court enters judgment in favor of the annexation, the**
11 **annexation may take effect during the year preceding the year in**
12 **which a federal decennial census is conducted.**

13 **(d) Notwithstanding section 19(f) of this chapter, a**
14 **disannexation order under this chapter may take effect during the**
15 **year preceding a year in which a federal decennial census is**
16 **conducted.**

17 SECTION 2. IC 36-4-3-7.1 IS REPEALED [EFFECTIVE UPON

HB 1551—LS 7184/DI 87+



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1 PASSAGE].

2 SECTION 3. **An emergency is declared for this act.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Local Government, to which was referred House Bill 1551, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1551 as introduced.)

SMITH V, Chair

Committee Vote: yeas 9, nays 0.

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